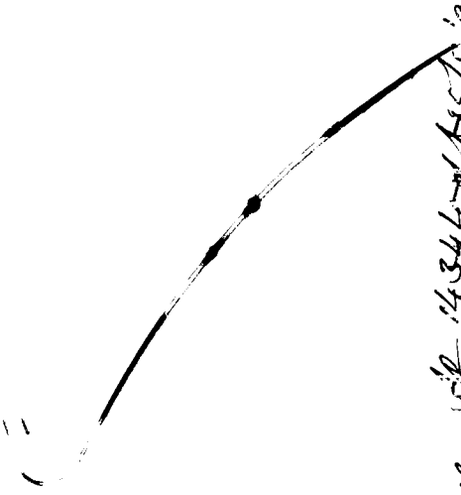

P.F. 211-92

G. R. S. IX-5]

Previous references.

1891-92

File No. 178-91

192 .

(L.R)

Serial Nos. 1-5

Later references.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 1-5

In Part B for November 1892

SUBJECT

Complaint of the Ryots of Sulekere village, Arsikere Taluk ~~village~~. regarding a portion of Gomal land of their village having given out for the use of Chandlapur Ryots —

Fm. The Deputy Commissioner, Hassan District,

No. 7390 / P.F. 211-92 D. 30.11.92. L.R. 178-91.

Declining to interfere with the decision of the Depy Commr. stating that 90 acres of Hullbani land of the Appellants' village, and 30 acres of Gomal land should be made over to the Respondents as the lands of their village were insufficient for the cattle —

WD 2233—GPB—20,000—14-6-20

Memo.

Appeal no 133 of 91.

Petitioners.
Borammah & other ryots
of Soolekere, Arsikere Taluq
Hassan District.

This is a case of right to pasturage under Sec 40 of the Land Revenue rules.

The villagers of Chendlapur appear to have been grazing their cattle on Soolekere lands paying a small fee of Rs 5 per annum to the Soolekere villagers. The latter demanding a higher sum than that usually paid, a dispute arose between the two villages.

In 1886 the Amildar settled the dispute directing that the Chendlapur villagers should pay 1/3 of the Hullbanni amount and enjoy a share in the rights of pasturage on Soolekere lands. To this settlement both the villagers agreed for the time being. In 88-89 the ryots of Soolekere again disputed the right of the Chendlapur villagers. After some correspondence between the Amildar & Dy Commissioner the latter officer at last instructed the Amildar to assign 100 acres of assessed wastes for Chendlapur villagers. Any deficiency being met from Gomal lands of Soolekere.

The ryots of Soolekere not agreeing to the apportionment thus made the whole of the Govt. wastes of Soolekere were divided into "Taks" and put up for sale. Chendlapur ryots purchased a portion of 90 acres — 2 G. for Rs 3-4—

The appellants' petition is with reference to the above order:

They represent—

(1) The Hulgavalbin Chendgal lapur is quite sufficient for the purpose of that village.

(2). That the grazing in Soolekere is hardly sufficient for the purpose of this large village.

(3) That the Chendlapur villagers never enjoyed as hamool a share in the Hulbanni of Soolekere.

The points in dispute are.

(1) Whether the Chendlapur villagers enjoyed a share in the Hulbanni of Soolekere

(2). Whether the grazing in Soolekere is barely sufficient for the purposes of the village and whether there is sufficient grazing in Chendlapur for the cattle of that village.

The records show that Chendlapur ryots have been enjoying a share of Hulbanni of Soolekere even before the transfer in 1831 of Chendlapur from Tiptur to the Arsikere Taluq, and that the Chendlapur villagers hold in Soolekere lands assessed at Rs 88-12-0.

The statistics of the two villages are shown below—

village	heads of cattle	assessed waste	unassessed waste
Sulekere	553	517-18.	183-7.
chendlapur	197	12-14.	19-19.

2/7/92

The ~~inhabitants~~ ryots of Chendlapur have × Kandayam lands in Sulakere.
× acres and 92. 88-
Total Rev of Sulakere not known.

517
216
301

6.

Revenue Appeal No. 133 of 1891-92

Appellants.
Boramma & others
Ryots of Solekere
Arsikere Taluk

Respondents
Patel Siddegowda
and others of
Gandalapura

1-9-92

(8)

~~Note~~

Appeal No 133 of 1891

Applt

Boranna & others
of Sorlakere
Arsikere Taluq
Hassan Dt

Respdts

Kadde Gowda
& others of
Chendalapur.

represented by
Mr. A. Govinda Krishnamurti

No 8 ~~88~~

On the complaint of the Respdts the inhabitants of Chendalapur, the Dy Commr decided that ~~out of the Gomal lands of the applts village Sorlakere, 30 acres should be given to the Respdts~~ 30 acres of Gomal lands & 90 acres of assessed waste or Hulbanni lands of the applts village Shorlakere should be made over to the Respdts, as the lands of their village were insufficient for their cattle, & as they always grazed their ~~ca~~ cattle on the lands of Shorlakere — The applts not having agreed to this arrangement, all the ~~remaining~~ Hulbanni lands of Shorlakere minus those given to Respdts were ordered to be sold in Public auction.

They were accordingly sold by Public auction at which [illegible] 126 acres [illegible] [illegible] were purchased by one Sogegowda of Chikkadalapur for Rs 1048- & no bidders having come forward for the remaining lands they were ordered to be conserved on behalf of Govt. The applts complain against the above settlement,

2. The areas of Gomal & Hullbanni lands & the number of Cattle in both the village are as given below.

	Number of Cattle	Hullbanni assessed waste	Gomal
Salakere	553	517	183
Chickkalapur	197	12	19

3 Respts have Patta lands in Sodekere to the extent of 92 acres assessed at 88-12-0.

4. So far as ~~Govt~~ assessed waste is concerned, the Dy Commr is competent to make any arrangement he

may deem proper, or considering the small extent of waste the Cheedalapur ryots having, the decision of the Dy Commr is equitable & is confirmed. A As regards Gomal lands the Survey Dept having assigned a separate tract for each village, the Dy Commr had no power to disturb the arrangement made by him & his order transferring 30 acres to the Respts is cancelled. Whether the Respts have a right to graze their cattle in the Gomal lands of Hoskere in proportion to the Putta lands they possess in that village is a different question which is now under the consideration of Govt & will be separately disposed of.

It does not appear

1 that 90 acres should be made over to Respts

[redacted]

Applts also at the hearing stated that they had no objection to the grant of Huldanne lands to Respts in the manner settled by the Dy Commr —

10

that the sale of 126 acres of Halbanni lands in Soge gowda has been got cancelled by the Dy Commr. If so, the sale may be cancelled, & the usual Halbanni levied from the applts.—

5. The Report received from the Dy Commr on the subject is at variance with the facts of the case ~~as~~ elicited from the records & is misleading. More care should be taken in future.—

UL
2/9/92

17/11

Parties heard by Mr Kindersley — draft issued — may issue 17.11.92

Note
We now reverse a portion of the Dy Commr order. Can we do so without hearing the respdts? I think ~~a~~ hearing is not necessary, as we go on broad principles, & not with reference to any special circumstances of the case,

UL

I am afraid it w'd be illegal to modify or vary the order of D/Court without hearing the parties who w'd be affected by the order proposed by us. ~~I think~~ we ought to give notice to the opposite side

3/9/92

Issue notice accordingly.
UL
6/9/92

Hearing 17th Novr 1892
14/9/92

JR 178-91-1

(General Serial No. 32.)

189 .

No. 1756

Name of Petitioner. Borannah. K
and other ry

Village. Goolekeri

Taluk. Arsikeri

District. Hassan

Date of Arzi. 9. 9. 91

Date of Receipt. 6. 11. 91.

Date of Disposal.

No. of Enclosures.

Appeal is within time.
Petition sufficiently stamped
Copy of the order appealed
against is produced
Para 4 Rule 1 of appeal rules.
Submitted to the Council.
8th Decr/91.

as
call for papers
as 14/12/91

ABSTRACT.

State that th
Chendagal villagers
the Amildar of Arsiker
grant them a portio
Arsikeri kallugavel.
petitioners were summ
by the Amildar
whom they deposed
effect that the part
land in question w
not afford their ca
enough of fodder, t
they were often dri
to the extremity

ling their cattle with [illegible]
ses and driving them
to the Chendagal
Alugavel to graze therein.
spite of this the Amildar
orted to the Deputy
missioner in favor of
applicants stating that
had been grazing
r Cattle in the
llugavel in question
a long time. Subsequently
Amildar favored them
h endorsement No 65
forming them that
Deputy Commissioner
ctioned the grant to the
dagel Villagers, 30 acres
19 guntas of Arikeri
lurage land. The
tioners then submitted
case to the Deputy Commr.
in his endorsement No 9:
ted 17/7/79 refused to

interfere with former decision. Petitioners now beg leave to draw attention to the following facts:

(1) The hoolluganel attach to the Chendagal villag quite answers the purp of the inhabitants there being only 7 or 8 houses and about 70 heads of cattle. Whereas in Arseke 100 houses of ryots and nearly 1000 heads of Cattle and its pasturage lan does not supply enough of fodder. Moreover Chendagal is one of the Villages of Senkaranahal Firka to which latter village it is very near; so that if Chendagal villag do want a hoolluganel they should be given a part of that of Senkaran-hally.

(2). The Amildar's opinio

that the Che
grazed the Cat
from the be ing Can-
not be supported; for Chendagal, which was within the jurisdiction of the Tiptur Taluk, has been very recently brought within the limits of Arsikeri Taluk. Therefore it is impossible that its inhabitants could have been enjoying the grazing right for a long time

For the foregoing reason petitioners pray that the entire Gomal land in question may be ordered to be given back to them.

~~[illegible]~~

District Depy p. c

Order No 9c dated ,,/8/,,

"From previous records
it appears that the
fact viz. the Chendaga
Villagers had been
for a long time grazing
their Cattle in your
hullugavel, was brough
to the notice of the Distri
Authorities and that
it was, by this office
order No 10.6 dated ,,/,,/91
ecided that the land
n question should
e divided between
and the Chendagal
gers. Therefore the
ion arrived at in
se cannot now
rfered with."

Cop

9/9/91
[illegible]

16/9/91
[illegible]

No 20
Two Rupees Stamp
Affixed

MYSORE DEWAN'S O
PETITION DEPART
REGD. No 1756
DATE 6-11-9

Confirmed
19-11-91

Appeal No 1353

[illegible]

[illegible]
[illegible]
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12-8-

Kept
with the record

4872

15/8/79

[illegible]

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[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

22 Noted

Submitted to the Council - with further notes. -

Se 8-91-3

10/2/9

(General Serial No. 30). 10725

189/92 P. 54

From The Deputy Commissioner Hassan District

To The Chief Secretary to the Govt. of Mysore

Dated 1st

Despatched 2nd February/92

Received

To the same No. 12929 dt 11/2/92

R 16

Enclosures No. 1 + Nos

General No. 763
No. Rev

Submits the proceedings connected with the petition of Rayats of [illegible] village in the Arsikere Taluk with a Memo thereon.

Petn Depts
[illegible] 2/2

133
4-2-92

Dy Commissioner's Office
Hassan District
Dated Hassan, 11th February 1892

No. 743
Genl

From
The Dy Commissioner
Hassan District,

To,
The Chief Secretary to the
Govent of Mysore,

Sir,

With reference to the P. Memo No. 110 of the [illegible] regarding the complaint of Ryots of Sulakere village in the Arsikere Taluk on account of a portion of Gomal land of their village having been given out for the use of Chendalapura Ryots, I have the honor to submit the proceedings connected with the complaint with a memo thereon. -

I have the honor to be,

Sir,

Your most obdt Servt

Offg. Dy Commissioner

Hassan District

Memo

In 1880 the villagers of Chandalapur viz. Siddagowda Chickengowda and others complained that their Cattle have been grazing in the Governt waste lands of Sulakere for a long time and that the villagers of Sulakere objected to this and refused to allow their Cattle to graze as usual but said that they would permit the cattle to graze on their paying them (villagers) Rs. 10, being the amount of hul-Banni for the previous 2 years. Some of the villagers of Sulakere stated that they did not prevent the cattle but they only demanded hulbanni viz. Rs. 10,

[illegible]

1 Hullu [illegible]
2 [illegible]

due for previous years while others× admitted that the cattle have been grazing in their jungles for a long time and stated that they were not aware that any compensation had been levied for the same. The Ryots of Chendalapur again stated they were yearly paying Rs 5 on account of Banni to the Ryots of Sulakere for grazing their cattle and that they demanded more money than usual, they stopped the payment for the 2 previous years. The neighbouring villagers viz: Agganda, Dummadaly and Haradatal villagers deposed that they knew that the Chendalapur cattle

× [illegible]
-[illegible] & 15 others
stated that
the Chendala-
-pur villagers
used to graze
their cattle
in the
boundaries
of Sulakere
before the
previous
Jamabandi
& that money was
owed by
Chendalapur
villagers

x [illegible]
1 [illegible]

were grazing in Sulakere jungle. x During the Talook Jamabandy of the Year 1886-87 it was x decided that out of the 2 Years Kulbanni withheld as stated above the amount of Kulbanni for one Year should be paid by the Ryots of Chendalapur to the villagers of Sulakere and that for the future 1/3rd of the annual Kulbanni should be paid by the Chendalapur villagers and the remaining 2/3rds by Sulakere villagers. To this both the villagers agreed.

x
7/8-11-86

2. In 1888-89, the Ryots of Sulakere again complained that the Chendalapur villagers should not be allowed a share in their jungles for grazing purposes.

55

The Dy Commissioner confirmed the Settlement made in the Taluk Jamabandy of the previous year. He however directed that the matter should be brought to his notice during the Jamabandy of that year. The Ryots of Sulakere did not agree to this settlement and the Banni of Sulakere was therefore put up to auction, wherein one Siddi ([illegible]) Gowda of Chendalapur purchased it for Rs 17-0-0 —

3 On Enquiries Subsequently made the Amildar ascertained that the Statistics of both the villages were as per margin and suggested that the whole land should be divided pro-portionately amongst both

Sulakere village

Gomal	Govt assessed waste	Total	Heads of cattle
183-7	517-18	700-25	436

Chendalapur village

Gomal	Govt assessed waste	Total	Heads of cattle
9-19	12-14	31-33	39

No. 31

remaining portion S. No. 129 of Gomal measuring 30 acres and 19 Guntas as well as 92 acres and 22 Guntas out of Governmt wastes of Sulakere were assigned. The Ryats of Chendalapur agreed to this Settlement and the Ryots of Sulakere did not. The whole Governmt wastes were therefore divided into "Taks" and put up to auction. Chendalapur Ryots purchased a "Tak" of 90 acres and 2 Guntas for Rs 3-4-0 and there were no bids for the remaining wastes. As regards the arrears due to Govt steps are being taken for the recovery of the same.

[illegible]

for Offg. Dy Commissioner,
[illegible]

Submitted.

The Chendlapur Ryots hold lands in the Sule Kere village also. — vide Amil's report dated 11 Decr 89 No — not given.

They were stated to hold lands in Sule-kere paying Kandayam to the extent of Rs: 120/. — Ditto Taluk decision Dt/ 8.11.86.

At the time of the survey settlement. — (which probably took place in 1885 or 86.) there were 106 head of Cattle at Chendlapur & gomal to the extent of 19-19 acrs was assigned. The villagers when they asked for more gomal land were verbally ordered, the Shanbhog of Chendlapur says, that they might graze their cattle according to 'mamool' on Sule Kere lands. — Amil's report Dt/ 11. Decr 89.

The Chendlapur villagers state — (vide their depn before Arsikere Amn. dated 27 Decr 1889) —

We have no documents to shew that our cattle were according to 'mamool' grazing on Sulekere lands.

There was tukrar between

between us & the Sulekere people in 1886-87 & 1887-88. The Hulbenni amount was apportioned. We paid the amount to the Sulekere Patel Basave gowda & took a receipt from him. The receipt is not brought here. We hold lands in Sulekere. We attended to tank work &c. along with the Sulekere villagers. Before 1886 we were as inhabitants of one & the same village.

The following points are not clear.

1. When did the survey settlement take place.
2. When was Chendlapur transferred from the Tiptur to the Arsikere Taluk. Were the Chendlapur villagers grazing their cattle on Sulekere lands before the transfer.
3. How much land do these villagers now hold

Note -
× They are clear now. (Vide Officer's letter No. [illegible] of 23rd March 92.)

---

1. The survey settlement of the Arsikere Taluk took place in 1879. but the Chendal-pur village was settled in 1880.

2. Chendalpur was transferred from the Tiptur to the Arsikere Taluk in 1881. It is reported that the Chendalpur villagers were grazing their cattle on Sulekere lands before the transfer.

3. The Chendalpur villagers

34

in Sulekere and in what capacity?

held in Sulekere the Govt. lands aggregating ~~[illegible]~~ is 92 acres & 12 guntas assessed at Rs: 88:12:0.

4. Where is the receipt stated to have been given by Patel Basave gauda.

4. It is in the possession of one Lakshma who is now absent from the village. The Patel states that he would produce it on his return.

5. How many cattle are there in each of the two villages now & what is the extent of unoccupied waste.

5

Village	head of Cattle	Asd. waste	Un-assessed waste
Sulekere	553	517-18	183-7
Chendlapur	97	12-14	19-19

N
10/2/92

Call for info on the above points

11/2

Submitted. —

The information called for & received× on the above points is noted ~~[illegible]~~ in red ink in juxtaposition to facilitate reference.

× vide Dy Commr's No: 894 of 23d March 1892

Submitted to the Council

N 4/4/92

4/4

Posted for H.O. on 7th inst 92

N 6/4/92

35.

(General Serial No. 30).

180/92

From
The Chief Secy to the Dewan of Mysore

To
The Dy: Commr,
Hassan Dt

Dated 4th
Despatched } Feby/92
Received

Enclosures No. 1 PW file

General No. 12927 R.
P. No. 162

L.R. 178 - 21-1

Sub Annexure file 14344/95 3/3/93 18

the same 1395

His letter No. 7-3 dated 20th
submitting the Regt. ... of the petition from Kareem and other ryots of the Sulekere village, Arsikere Taluk.

— „ —

With reference to the above I have the honor to request that the Dy: Commr will furnish at an early date information on the following points.—

1. When did the Survey Settlt. of the Arsikere Taluk — take place?
2. When was Chendlapur transferred from the Tiptur to the Arsikere Taluk? were the Chendlapur villagers grazing their

136 cattle or [illegible] were owned before the transfer?

3. How much land do ~~these~~ [illegible] villagers now hold in Sulek and in what capacity?

4. Where is the receipt stated to have been given by the [illegible] [illegible] to the [illegible] of villagers, &c.?

5. How many cattle are there now in each of the two villages, ~~now~~ and what is the extent of unoccupied waste (both assessed & unassessed) in each.

6. The encls. are returned herewith [illegible] for re-submission.

By order

Draft.

Chief Secy.

No. 894/secy.

Dy Commissioner's office Hass
Dated Hassan 23rd March 189

From,

The Dy Commissioner,
Hassan District.

To

The Chief Secretary to the
Government of Mysore.
Bangalore

Sir,

In reply to your office No. $\frac{12929}{162}$ of the 15th Ultimo and reminder No. $\frac{14,344}{189}$ of the 15th Instant, regarding Sulékére Gomal land, I have the honor to report as follows:—

1. The Survey settlement of the Arsikere Taluk took place in the year Pramathi (1879) but the Chandlapur village was settled in the following year (1880).

2. Chendlapur was transferred from the Tiptoor Taluk to the Hirikere Taluk in Vishu (1831). It is reported that the Chendlapura Villagers were grazing their cattle on Sulékere lands before the transfer.—

3. Chendlapur villagers hold in Sulékere the Government lands aggregating to 92 acres and 22 Guntas, assessed at Rs 88-12-".

4. The receipt alluded to is in the possession of one Lukshma, who is absent from the village. The Patel states that he would produce it on his return.—

5. In the Sulékere village there are

	Cattle	Assessed waste	Unassessed waste
	553.	517-18.	183-7.
In the Chendlapur	197.	12-14.	19.-19

51 a
183 [illegible] read)

AR. 1708-91-5
d/

Before the Government of *His Highness* the Maharaja of Mysore.

Appeal No. 133 of 1891.

Appellant.
Boranna and others of
Soolakere, Arsikere
Taluk, Hassan District

Vs.

Respondent.
Siddegowda
and others of
Chandlapur
represented by
Mr. Advocate
Krishnamurti
Row

Decision. d/ 17-11-92.

On the complaint of the Respondents, the inhabitants of Chandlapur, the Dy: Commissioner decided that:-

30 acres of Gomal lands and 90 acres of assessed waste or Hulbanni lands of the Appellants' village, Soolakere, should be made over to the Respondents, as the lands of their village were insufficient for their cattle, and as they always grazed their cattle on the lands of Soolakere. The Appellants not having agreed to this arrangement, all the Hulbanni lands of Shoolakere minus those given to Respondents were order t

to be sold in a Public auction. They were accordingly sold by Public auction at which 126 acres were purchased by one Jogegowda of Chandlapur for Rs 4-8-0 and no bidders having come forward for the remaining lands, they were ordered to be conserved on behalf of Government. The Appellants complain against the above settlement.

2. The areas of gomal and Hullbanni lands and the number of cattle in both the villages are as shown below.

	Number of cattle	Hullbanni or assessed waste	Gomal
		Acres	Acres
Soolakere	553	517	183
Chandlapur	197	12	19

3. Respondents have Patta lands in Soolakere to the extent of 92 acres assessed at Rs 38-12-0.

4. So far as assessed waste is concerned, the Deputy Commissioner is competent to make any arrangement he may deem proper, and considering the small extent of waste the Chandlapur

Rev: Appeal No. 133 of 1891–92

Appellants

amma, Kallamma,
kamma, Shankara
d other ryots,
likere, Arsikere
aluk

D 7/7/92

Adj. [illegible] 1892 – on the applⁿ of appt. [illegible]
Delivd on ——— d/ 6.7.92

7/7/92

Revenue Appeal No. 133 of 1891-92

ellants.
ma & other
f Soolekere
kere Taluk

Respondents
Patel Siddegowda
and others of
Chandalapura

1-9-92

Complaint 90 acres out of app. [illegible]
& 30 acres [illegible] Gomal

No. 1016. 17 ~~[illegible]~~ Jany 91

[illegible]

[illegible]

	a	g	R.
26 fields	90 .	2 .	3/4
a 274-34			
16 fields	125-39 [illegible]		4/8.

[illegible]

274 34
125 39½
90 - ~~94~~

274 . 34
125 39
400 . 33

a g
494 . 5
92 . 22 . [illegible] Chandalapura [illegible]

[illegible] 197 ⊗
50 - 33 — do — Gowda

113 [illegible] — 197/19 . 19
[illegible] Chandalapura 553 — 19 [illegible]
179 — 216 19
732

[illegible]

[illegible] ?

30

21.

No. 1161. R.

LR 178-91-2

Dismissed 20/12/91

③

From The same No. 743 d/11/2/92

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Petition No. 1756-1425. dated 9th Septr./91 received at the Dewan's Office from Boiannah and other ryots of Soolekere village, Arsikere Taluk,

is forwarded, ~~together with its~~ with its ~~enclosures~~, to the Dy. Commr., Hassan Dt., for submission of Proft. and a precis thereof.

By Order,

For Chief Secretary.

BANGALORE,
15/12/1891.
20/1

Draft

the villages and any deficiency of land that may fall to the share of Chendalapur should be made good by allotting to it a portion out of Sulakere wastes. The Dy Commissioner thereupon decided that one hundred acres out of Govt. assessed wastes of Sulakere should be assigned for Chendalapur on payment of Banni to Goverment direct, there being enough of Gomal for Sulakere and that the arrears of Rs 34, due to Goverment for the years Virodhi & Vikrutoo, which were remaining unrealized should be levied equally from both the villages. He directed also that, if the whole 100 acres could not conveniently be aſsigned out of the aſseſsed wastes of Sulakere, which are Subject to fluctuations as applications for cultivation or relinquishments are received, the aggregate Gomal Should first be apportioned according to the number of cattle of Each village. any deficiency Should be made good by portioning out the required Extent from Governmt wastes. The portion that Should have been allotted to Chendalapur was then computed to be 53 acres in Gomal, for which 19 acres and 19 Guntas were already in the Chendalapur village while on account of the

The Enclosures are herewith resubmitted.—

I have the honor to be,
Sir,
Your most obedient servant,

G. Hammond
Offg Dy Commissioner
Hassan District

No 31/M92

(General Serial No. 30)

189

OFFICE O
129
24 MAR.
275
DEWAN OF

From
The Dy Commissioner
Hassan Dis

To
The Chief Secretary
Government of My

Dated 23rd
Despatched "
Received
March 18

Enclosures No. one
J.V.P.

General No. 895.
No.

Submitting further re
in Connection with the p
from Boranna & othe
Ryots of Sulekere vil
Arsikere Taluk &c. —

Petn Deptt 24/3

Further information received.

Submitted to the Council.
2/4

1/4/92.

"always continue precis system —

4/4/92

Mbto -
Orders noted & attended to.
4/4/92
4/4/92

Befo

Appellants
Boranna
Soolake
Talu

ryots have, the decision of the Deputy Commissioner that 90 acres should be made over to Respondents is equitable and is confirmed, Appellants also stated at the hearing that they had no objection to the grant of Hulbanni lands to Respondents in the manner settled by the Deputy Commr. As regards Gomal lands, the Survey Department having assigned a separate tract for each village, the Deputy Commissioner had no power to disturb the arrangement made by h surv dept ——, and his order transferring 30 acres to the Respondents is cancelled. Whether the Respondents have a right to graze their cattle in the Gomal lands of Soolekere in proportion to the Patta lands they possess in that village is a different question which is now under the consideration of Government and will be separately disposed of.

Inftd.
Surv Deptt ?
3/1/92

5. It does not appear that the sale

of 126 acres of Hulbanni lands to Joge gowda has been yet confirmed by the Deputy Commissioner. If so, the sale may be cancelled, and the usual Hulbanni levied from the Appellants.

6. The Report received from the Deputy Commissioner on the subject is at variance with the facts of the case elicited from the records and is misleading. More care should be taken in future.

By order

25/11/92 Redraft

MM 28/11/92
for Chief Secretary

20/11/92

Fair

S.V.

7390. / Pet F. 211-92 26/30 - 11 - 92

Copy to the Deputy Commr: Hassan Distt with the Ver: proceedings submitted with his No. 894 of 23d March/92.

By order

Chief Secretary